

### REMARKS

Claims 1-2, 4-13, and 15-33 were pending as of the action mailed on October 11, 2007. Claims 1, 8, 13, 19, 24, and 29 are independent. Claims 1, 13, and 24 have been amended to correct an antecedent basis problem. No claims have been cancelled or newly added. No new matter has been added.

Reconsideration of the action is requested in light of the following remarks.

### **Section 103**

Claims 1, 2, 4-13, and 15-33 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Microsoft Excel 2000, copyright 1999 Microsoft Corporation, as evidenced by Blattner, "Special Edition Using Microsoft Excel 2000" ("Excel"), published by Que Corporation 1999 ("Blattner"), in view of Bott, "Special Edition Using Microsoft Office 2000", published by Que Corporation 1999 ("Bott") and in further view of U.S. Patent No. 5,757,371 ("Oran").

#### Claim 1

In rejecting claim 1, the examiner relies upon the combined teachings of Blattner, Bott and Oran to teach each and every claim limitation. The applicant respectfully disagrees.

Specifically, claim 1 recites a set of button constraints including a range of button heights. Additionally, claim 1 requires calculating an adapted presentation that includes calculating a modified presentation of the button subject to the set of button constraints. Finally, claim 1 further recites drawing the destination toolbar with the button on the destination toolbar according to the adapted presentation, wherein the destination toolbar size does not change.

On pages 4-5 of the Office Action mailed October 11, 2007, the examiner acknowledges that "Excel [Blattner] fails to specifically disclose that the button constraints include a range of button heights". In rejecting this portion of the claim, the examiner instead relies upon Oran stating that "the taskbar is resizable (Abstract: "The taskbar is resizable..."), with variable heights". The examiner additionally notes that "buttons are contained therein (col. 6, lines 56-59, Fig. 3), and when buttons are added to the taskbar, all the buttons are redrawn to a new size based on the available area of the taskbar and the number of buttons to be drawn (col. 7, lines 5-

19, Fig. 3, Fig. 5)". Finally, the examiner states that "the redrawn size for the buttons is uniform and the taskbar size does not change (Fig. 5)".

The portion of Oran relied upon by the examiner (Col. 7, lines 5-19, FIG. 3, and FIG. 5) are reproduced below. Specifically, Col. 7, lines 5-19 reads as follows:

In order to determine a new size for the taskbar buttons when resizing is necessary, the taskbar calculates the available space within the taskbar 28 for displaying taskbar buttons. The taskbar then determines the number of buttons that must be displayed and divides the available space by the number of taskbar buttons to be displayed. The taskbar then determines the appropriate size for the taskbar buttons based on these calculations. When the taskbar buttons are displayed in an instance where the taskbar 28 is anchored to the bottom edge of the video display 18, the buttons are displayed in a left-justified fashion. The operating system 26 provides mechanisms for redrawing each of the taskbar buttons as child window controls. Essentially, redrawing the taskbar buttons involve resizing each of the windows associated with the task buttons.

FIG. 3 includes the following:

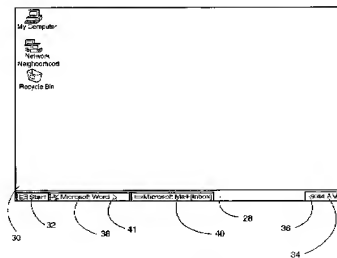
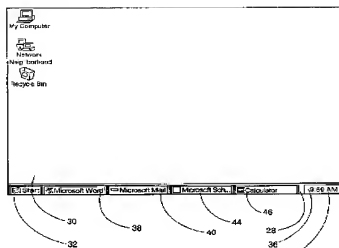


FIG. 3

FIG. 5 includes the following:



**FIG. 5**

The applicant respectfully submits that the examiner has not shown that either Blattner or Oran, alone or in combination, teaches or suggests a button having a set of button constraints including a range of button heights, as required by claim 1. Specifically, the disclosure in Oran of a resizable taskbar with variable heights does not disclose or suggest a button having a set of button constraints including a range of button heights. In particular, Oran discloses resizing the taskbar. However, the taskbar is distinct from a button and the resizing of the taskbar does not disclose or suggest the claimed button. Instead, Oran discloses modifying the size or position of the taskbar while button heights remain constant.

The applicant respectfully submits that while FIGS. 3 and 5 show buttons of varying width, a set of button widths is not a range of button heights. Moreover, as the examiner has not identified any disclosure or suggestion of a button having a set of button constraints including a range of button heights, the applicant respectfully submits that the cited references do not

disclose or suggest a calculated modified presentation of the button subject to the set of button constraints, as required by claim 1.

Additionally, the examiner relies upon the combined teachings of both Blattner and Oran for rejecting the portion of claim 1 reciting drawing the destination toolbar with the button on the destination toolbar according to the adapted presentation, wherein the destination toolbar size does not change. Using Blattner as the primary reference, the examiner finds that Blattner teaches the functionality of moving buttons from one toolbar to another. The examiner then relies upon Oran for disclosing that “the redrawn size for the buttons is uniform and the taskbar size does not change (FIG. 5)” (Office Action dated October 11, 2007).

The applicant respectfully submits that Blattner clearly teaches that “Excel automatically resizes toolbars to accommodate the exact size of the buttons on the toolbar” (Blattner – p.876), and as such the combined teachings of Blattner and Oran would clearly require that the toolbar is automatically resized regardless of what happens to the size of the buttons. As noted above, the claims clearly require that the destination toolbar size does not change, and thus the combined teachings of Blattner and Oran clearly teach away from the applicant’s claim 1.

#### Claims 8, 13, 19, 24, and 29

Claims 8, 13, 19, 24, and 29 contain features corresponding to those of claim 1 and were rejected for the same reasons. Therefore, claims 8, 13, 19, 24, and 29 are allowable for the same reasons set forth above with regard to claim 1.

#### Remaining Claims

The remaining claims depend from or correspond to independent claims 8, 13, 19, 24, and 29, and thus are allowable for at least the reasons that apply to those independent claims.

Withdrawal of the rejections under 35 U.S.C. § 103(a) is therefore respectfully requested.

### **Conclusion**

The applicant respectfully requests that all pending claims be allowed.

By responding in the foregoing remarks only to particular positions taken by the examiner, the applicant does not acquiesce with other positions that have not been explicitly addressed. In addition, the applicant's selecting some particular arguments for the patentability of a claim should not be understood as implying that no other reasons for the patentability of that claim exist. Finally, the applicant's decision to amend or cancel any claim should not be understood as implying that the applicant agrees with any positions taken by the examiner with respect to that claim or other claims.

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No. 06-1050.

Respectfully submitted,

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/Arrienne M. Lezak/  
Arrienne Lezak  
Reg. No. 51,943

**Customer No.: 21876**  
Fish & Richardson P.C.  
Telephone: (650) 839-5070  
Facsimile: (650) 839-5071